

FORTY-THIRD DAY

(Friday, March 24, 1939)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Hon. Homer Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Gilmer
Allen	Goodman
Allison	Gordon, Mrs.
Alsup	Hale
Anderson	Hamilton
Bailey	Hankamer
Baker	Hardeman
of Fort Bend	Hardin
Baker of Grayson	Harp
Bell	Harper
Blankenship	Harrell of Bastrop
Bond	Harrell of Lamar
Boyd	Harris
Boyer	Hartzog
Bradbury	Heflin
Bradford	Holland
Bray	Howard
Bridgers	Howington
Broadfoot	Hull
Brown of Cherokee	Hunt
Brown	Isaacks
of Nacogdoches	Johnson of Ellis
Bundy	Johnson of Tarrant
Burkett	Keith
Burney	Kennedy
Cauthorn	Kern
Celaya	Kerr
Chambers	Kersey
Clark	Kinard
Cleveland	King
Cockrell	Langdon
Coleman	Lehman
Colquitt	Leonard
Cornett	Leyendecker
Colson, Mrs.	Little
Corry	Lock
Crossley	Loggins
Daniel	London
Davis of Jasper	Mays
Davis of Upshur	McAlister
Dean	McDaniel
Derden	McDonald
Dickison	McFarland
Dickson	McMurry
Donaghey	McNamara
Dwyer	Mohrmann
Faulkner	Monkhouse
Felty	Montgomery
Ferguson	Morris
Fielden	Newell
Fuchs	Nicholson
Galbreath	Oliver

Pace	Spencer
Petsch	Stinson
Pevehouse	Stoll
Piner	Talbert
Pope	Tarwater
Ragsdale	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornberry
Reaves	Thornton
Reed	Turner
Rhodes	Vale
Riviere	Vint
Roach	Voigt
Roberts	Waggoner
Robinson	Weldon
Russell	Wells
Schuenemann	Westbrook
Segrist	White
Shell	Wilson
Skiles	Winfree
Smith of Frio	Wood
Smith of Hopkins	Worley
Smith	Wright
of Matagorda	

Absent—Excused

Dowell

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Almighty God, Thy ways are not our ways, and Thy thoughts are not our thoughts. We pray that we may more and more conform to Thy ways and that Thou mayest own and bless our efforts. Overrule our errors, and may Thy will be done in us. In Jssus' name. Amen."

COMMUNICATION FROM HON. R. EMMETT MORSE

The Chair laid before the House, and had read, the following communication from Hon. R. Emmett Morse:

E. R. Lindley, Chief Clerk, House of Representatives.

During my absence from the House of Representatives, on Friday, March 24, 1939, I hereby designate the Hon. Homer Leonard to preside in my absence.

R. EMMETT MORSE.

LEAVE OF ABSENCE GRANTED

The following Member was granted leave of absence on account of illness:

Mr. Dowell for today, on motion of Mr. Morris.

HOUSE BILL NO. 238 PRINTED
ON MINORITY REPORT

Mr. Hale moved that House Bill No. 238, reported adversely, with a minority favorable report, be printed.

Mr. Mays moved to table the motion by Mr. Hale.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called and the vote announced, as follows—Yeas, 67; Nays, 65.

A verification of the vote was requested.

The roll of the “yeas” and “nays” was again called and the verified vote resulted, as follows:

Yeas—63

Alsup	Howard
Bond	Hull
Boyer	Kinard
Bradford	Little
Broadfoot	Loggins
Bundy	Mays
Burkett	McAlister
Clark	McDonald
Cleveland	McFarland
Cockrell	McMurry
Colquitt	McNamara
Colson, Mrs.	Montgomery
Corry	Newell
Dean	Nicholson
Derden	Pace
Dickson	Petsch
Faulkner	Pope
Felty	Reader of Bexar
Ferguson	Rhodes
Fuchs	Roberts
Gilmer	Schuenemann
Goodman	Shell
Gordon, Mrs.	Smith of Frio
Hamilton	Stinson
Hankamer	Tarwater
Hardeman	Thornton
Hardin	Vale
Harp	Voigt
Harper	Waggoner
Harris	Wilson
Hartzog	Winfree
Heflin	

Nays—73

Allen	Boyd
Allison	Bradbury
Bailey	Brown of Cherokee
Baker	Brown
of Fort Bend	of Nacogdoches
Baker of Grayson	Burney
Bell	Cauthorn
Blankenship	Chambers

Coleman	Morris
Cornett	Oliver
Crossley	Pevehouse
Daniel	Ragsdale
Davis of Jasper	Reader of Erath
Davis of Upshur	Reaves
Donaghey	Reed
Fielden	Riviere
Galbreath	Roach
Hale	Robinson
Harrell of Bastrop	Russell
Harrell of Lamar	Segrist
Holland	Skiles
Howington	Smith of Hopkins
Hunt	Spencer
Isaacks	Stoll
Johnson of Ellis	Talbert
Kennedy	Taylor
Kern	Tennant
Kerr	Thornberry
Kersey	Turner
King	Vint
Langdon	Weldon
Lehman	Wells
Leyendecker	Westbrook
Lock	White
London	Wood
McDaniel	Worley
Mohrmann	Wright
Monkhouse	

Absent

Anderson	Johnson of Tarrant
Bray	Keith
Bridgers	Piner
Celaya	Smith
Dickison	of Matagorda
Dwyer	

Absent—Excused

Dowell

The Chair announced that the motion to table was lost.

REASON FOR VOTE

I voted “nay” on the motion to table, because I favor elimination of unnecessary boards, bureaus, agencies and commissions as an economy move.

SPENCER.

Question then recurring on the motion by Mr. Hale that House Bill No. 238 be printed on a minority report, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—73

Allen	Baker of Grayson
Allison	Bell
Bailey	Blankenship
Baker	Boyd
of Fort Bend	Bradbury

Brown of Cherokee	McDaniel
Brown	Mohrmann
of Nacogdoches	Monkhouse
Burney	Morris
Cauthorn	Oliver
Chambers	Pevehouse
Cockrell	Piner
Coleman	Ragsdale
Cornett	Reader of Erath
Crossley	Reaves
Davis of Upshur	Reed
Ferguson	Riviere
Fielden	Roach
Galbreath	Robinson
Hale	Russell
Harp	Skiles
Harrell of Bastrop	Smith of Hopkins
Harrell of Lamar	Spencer
Holland	Stoll
Howington	Talbert
Hunt	Taylor
Isaacks	Tennant
Johnson of Ellis	Thornberry
Kennedy	Turner
Kern	Vint
Kerr	Voigt
Kersey	Weldon
King	Wells
Langdon	Westbrook
Leyendecker	White
Little	Worley
Lock	Wright
London	

Nays—70 .

Alsup	Hamilton
Anderson	Hankamer
Bond	Hardeman
Boyer	Hardin
Bradford	Harper
Bray	Harris
Bridgers	Hartzog
Broadfoot	Heflin
Bundy	Howard
Burkett	Hull
Celaya	Johnson of Tarrant
Clark	Kinard
Cleveland	Lehman
Colquitt	Loggins
Colson, Mrs.	Mays
Corry	McAlister
Davis of Jasper	McDonald
Dean	McFarland
Derden	McMurry
Dickison	McNamara
Dickson	Montgomery
Donaghey	Nicholson
Dwyer	Pace
Faulkner	Petsch
Felty	Pope
Fuchs	Reader of Bexar
Gilmer	Rhodes
Goodman	Roberts
Gordon, Mrs.	Schuenemann

Segrist	Thornton
Shell	Vale
Smith of Frio	Waggoner
Smith	Wilson
of Matagorda	Winfree
Stinson	Wood
Tarwater	

Absent

Daniel	Newell
Keith	

Absent—Excused

Dowell

MESSAGE FROM THE SENATE

Austin, Texas, March 24, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

H. B. No. 473, A bill to be entitled "An Act creating the office of County Purchasing Agent in all counties in this State having a population of more than 140,000 inhabitants and less than 290,000 inhabitants, and wherein is situated an incorporated city of more than 140,000 inhabitants, according to the last preceding Federal Census; etc., and declaring an emergency." (With amendment.)

H. B. No. 800, A bill to be entitled "An Act making it unlawful to hunt, shoot, or kill any wild deer and wild turkey for a period of three (3) years in certain counties, etc., and declaring an emergency." (With amendment.)

H. C. R. No. 30, Accepting a donation from the Houston Light Guard Veterans Association, Inc., etc. (With amendment.)

H. B. No. 193, A bill to be entitled "An Act authorizing the Commissioners' Court in each county in this State according to the last preceding Federal Census, to allow each County Commissioner certain expenses for traveling, etc., and declaring an emergency." (With amendment.)

H. B. No. 350, A bill to be entitled "An Act to amend Article 198 of Revised Civil Statutes of Texas of 1925, as amended by Acts, 1927, Fortieth Legislature, page 378, Chapter 255, as amended by Acts, 1929, Forty-first Legislature, etc., and declaring an emergency." (With amendment.)

H. B. No. 408, A bill to be entitled "An Act providing and fixing compensation for County Commissioners in

certain counties, and declaring an emergency." (With amendment.)

H. B. No. 542, A bill to be entitled "An Act amending House Bill No. 725, Acts of the Forty-fifth Legislature approved May 5, 1937, and creating San Antonio River Canal and Conservancy District, etc., and declaring an emergency." (With amendment.)

H. B. No. 572, A bill to be entitled "An Act authorizing the transfer of causes from the County Criminal Court of Dallas County, and declaring an emergency." (With amendment.)

H. C. R. No. 47, Urging Congress to pass the appropriation bill for the eradication of the pink boll worm now before the Congress. (With amendment.)

H. B. No. 60, A bill to be entitled "An Act to amend Article 2687, Revised Civil Statutes of Texas, 1925, prescribing the time of meeting of the County Board of School Trustees in counties containing a certain population, etc., and declaring an emergency."

H. B. No. 80, A bill to be entitled "An Act to provide for and create a City-County Health Unit in any county containing an incorporated city having a population of not less than ninety thousand inhabitants nor more than one hundred and twenty thousand inhabitants, according to the last preceding Federal Census, etc., and declaring an emergency."

H. B. No. 234, A bill to be entitled "An Act authorizing the County School Boards of Trustees of certain counties to set aside an amount not to exceed Six Hundred Dollars to defray the expenses of the County Superintendent and County School Board of Trustees in the administration of scholastic affairs; etc., and declaring an emergency."

H. B. No. 239, A bill to be entitled "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; making this Act cumulative of all General Laws on the same subject, such General Laws to apply except in case of conflict when the provisions of this Act shall control, and declaring an emergency."

H. B. No. 300, A bill to be entitled "An Act fixing the open season for taking squirrels in Shelby County; providing a suitable penalty for violation of this Act, etc., and declaring an emergency."

H. B. No. 362, A bill to be entitled "An Act amending House Bill No. 309, being Chapter 53, page 101 of the Acts of the Thirty-eighth Legislature, Regular Session (1927) as amended by Senate Bill No. 520, being Chapter 210, page 499 of the Acts of the Forty-fourth Legislature, Regular Session (1935), and declaring an emergency."

H. B. No. 468, A bill to be entitled "An Act authorizing and empowering the Commissioners' Courts in counties having a population of less than twenty thousand, according to the last preceding Federal Census and a property valuation of more than One Hundred Million Dollars, according to the last approved county tax rolls, etc., and declaring an emergency."

H. B. No. 532, A bill to be entitled "An Act repealing Chapter 223 of the Acts of 1937, Forty-fifth Legislature, Regular Session, and declaring an emergency."

H. B. No. 558, A bill to be entitled "An Act making an appropriation out of the General Fund of the State of Texas for the Secretary of State, and declaring an emergency."

H. B. No. 559, A bill to be entitled "An Act authorizing the Commissioners' Court in certain counties, taxable valuation according to the last available tax rolls to allow each County Commissioner in such county certain expenses for traveling, and declaring an emergency."

The Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 474.

The following have been appointed on the part of the Senate: Senators Pace, Van Zandt, Burns, Nelson and Cotten.

Has passed

H. B. No. 595, A bill to be entitled "An Act fixing the compensation of sheriffs in all counties of the State of Texas having a population of not less than twenty-seven thousand, two hundred and thirty-five and not more than twenty-seven thousand, three hundred, according to the last preced-

ing Federal Census, in which there are no District Attorneys, and declaring an emergency."

H. B. No. 599, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Stephens County, Texas, and to conform the jurisdiction of the District Courts of such county to such change; to preserve the jurisdiction and power of the County Court of Stephens County, Texas, over certain final judgments rendered prior to the passage of this Act, etc., and declaring an emergency."

H. B. No. 611, A bill to be entitled "An Act creating a Special Road Law for Carson County, Texas, providing that said County may fund or refund the indebtedness outstanding against its Road and Bridge Fund as of January 31, 1939, etc., and declaring an emergency."

H. B. No. 648, A bill to be entitled "An Act regarding the trapping, taking and killing of wild fox in Bell County, for a period of two (2) years; providing conditions and exceptions, etc., and declaring an emergency."

H. B. No. 654, A bill to be entitled "An Act making it unlawful to trap, snare, shoot, catch, or kill any wild fox in Nacogdoches County for a period of two years, and declaring an emergency."

H. B. No. 711, A bill to be entitled "An Act to provide a more adequate and equitable salary of County Superintendents of Public Instruction, and declaring an emergency."

H. B. No. 744, A bill to be entitled "An Act for the purpose of better preserving the game and fish resources of Calhoun, Matagorda and Jackson Counties, by closing certain waters, etc., and declaring an emergency."

H. B. No. 769, A bill to be entitled "An Act to amend Article 326 of the Penal Code of the State of Texas, and declaring an emergency."

H. B. No. 783, A bill to be entitled "An Act creating a closed season upon wild deer, buck, doe, fawn, or wild turkey for a period of five years, in San Augustine and Sabine Counties, and declaring an emergency."

H. B. No. 804, A bill to be entitled "An Act making it unlawful for any person to hunt, trap, kill or attempt to kill by any means whatsoever, any wild turkey, Chachalaca, or wild Mexican pheasant in the County of Comal

for a period of four years, and declaring an emergency."

H. B. No. 805, A bill to be entitled "An Act repealing House Bill No. 138, Chapter 63, page 1990, Special Laws of the Second Called Session of the Forty-fifth Legislature, and declaring an emergency."

H. B. No. 806, A bill to be entitled "An Act providing for and fixing compensation for County Auditors in certain counties, and declaring an emergency."

H. B. No. 817, A bill to be entitled "An Act amending Article 6869, Revised Civil Statutes of Texas of 1925, as amended by Acts, 1929, Forty-first Legislature, providing for the number of Deputy Sheriffs in counties having a certain population, according to the last preceding Federal Census, and having a certain property valuation, and declaring an emergency."

H. B. No. 825, A bill to be entitled "An Act validating any orders and proceedings directed toward the issuance of bonds for Justice Precinct No. 5 of Falls County, and declaring an emergency."

H. B. No. 830, A bill to be entitled "An Act to validate, ratify, approve, confirm, and declare enforceable all levies and assessments of ad valorem taxes heretofore made by certain county line independent school districts, and declaring an emergency."

H. B. No. 844, A bill to be entitled "An Act to repeal House Bill No. 579, Acts of the Regular Session of the Forty-fourth Legislature, making it unlawful for any person to take or catch any fish in the waters of any stream, lake, pool, or reservoir of certain counties in this State during the months of April and May of each year; fixing a penalty, and declaring an emergency."

S. B. No. 216, A bill to be entitled "An Act to amend Section 17, House Bill No. 68, Chapter 3, Acts of the Regular Session of the Forty-fourth Legislature, and declaring an emergency."

S. B. No. 256, A bill to be entitled "An Act authorizing towns and villages, heretofore incorporated under Chapter 12, of Title 28, Revised Civil Statutes of Texas, 1925, and amendments thereto, having an assessed valuation for taxable purposes of Five Hundred Thousand (\$500,000.00) Dollars or more, according to its latest

approved tax rolls, and declaring an emergency."

S. B. No. 308, A bill to be entitled "An Act fixing the maximum fees of county officials in certain counties, and declaring an emergency."

S. B. No. 335, A bill to be entitled "An Act providing for additional return and appearance days for civil citations, writs, process and causes of action, in District Courts in each Judicial District of this State composed of two (2) or more counties, and declaring an emergency."

S. B. No. 338, A bill to be entitled "An Act to fix the maximum rate to be levied for school purposes in all independent school districts which include within their limits an incorporated city or town which according to the then latest Federal Census had a population of not fewer than four thousand, four hundred fifty (4,450) and not more than four thousand, four hundred eighty-five (4,485), and declaring an emergency."

Respectfully,

BOB BARKER,

Secretary of the Senate.

BILLS RE-REFERRED

Mr. Dwyer moved that House Bill No. 451 be withdrawn from the Committee on Revenue and Taxation, and referred to the Committee on Education.

The motion prevailed.

Mr. Nicholson moved to reconsider the vote by which House Bill No. 451 was withdrawn from the Committee on Revenue and Taxation, and referred to the Committee on Education.

Mr. Dwyer moved to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—91

Allen	Bundy
Allison	Burkett
Anderson	Burney
Bailey	Cauthorn
Baker of Grayson	Chambers
Bell	Cockrell
Boyd	Coleman
Bradbury	Cornett
Bridgers	Crossley
Brown	Davis of Jasper
of Nacogdoches	Davis of Upshur

Derden	Mohrmann
Dickison	Montgomery
Dickson	Morris
Faulkner	Newell
Felty	Oliver
Ferguson	Pace
Fielden	Petsch
Fuchs	Pevehouse
Galbreath	Piner
Gordon, Mrs.	Ragsdale
Hale	Reader of Bexar
Hardeman	Reader of Erath
Hardin	Reaves
Harp	Riviere
Harrell of Bastrop	Robinson
Harrell of Lamar	Russell
Harris	Skiles
Heflin	Smith of Frio
Holland	Smith of Hopkins
Howard	Smith
Howington	of Matagorda
Isaacks	Spencer
Kennedy	Stoll
Kern	Tarwater
Kerr	Thornberry
Kersey	Turner
King	Vint
Langdon	Voigt
Lehman	Weldon
Leyendecker	Wells
Lock	Westbrook
Loggins	White
London	Wilson
McDaniel	Winfree
McMurry	Wright
McNamara	

Nays—45

Alsop	Johnson of Tarrant
Blankenship	Kinard
Bond	Little
Boyer	Mays
Bradford	McAlister
Bray	McDonald
Brown of Cherokee	McFarland
Clark	Monkhouse
Cleveland	Nicholson
Colquitt	Pope
Colson, Mrs.	Reed
Daniel	Roach
Dean	Roberts
Donaghey	Schuenemann
Gilmer	Shell
Goodman	Talbert
Hamilton	Taylor
Hankamer	Tennant
Harper	Thornton
Hartzog	Waggoner
Hull	Wood
Hunt	Worley
Johnson of Ellis	
	Absent
Baker	Broadfoot
of Fort Bend	Celaya

Corry
Dwyer
Keith
Rhodes

Segrist
Stinson
Vale

Absent—Excused

Dowell

Mr. Davis of Upshur moved that House Bill No. 773 be withdrawn from the Committee on Revenue and Taxation, and referred to the Committee on Education.

Mr. Boyer moved, as a substitute motion, that House Bill No. 773 be withdrawn from the Committee on Revenue and Taxation, and referred to the Committee on State Affairs.

Mr. Davis of Upshur moved to table the substitute motion, by Mr. Boyer.

The motion to table was lost.

Question then recurring on the substitute motion, by Mr. Boyer, it prevailed.

INSTRUCTING COMMITTEE ON STATE AFFAIRS TO REPORT CERTAIN BILL

Mr. Bradbury moved that the Committee on State Affairs be instructed to report House Bill No. 86 to the House, not later than Tuesday, March 28.

The motion prevailed.

HOUSE BILL NO. 572 WITH SEN- ATE AMENDMENTS

Mr. Reed called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 572, A bill to be entitled "An Act authorizing the transfer of causes from the County Criminal Court of Dallas County, Texas, to the County Courts at Law of Dallas County, Texas, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments,

On motion of Mr. Reed, the House concurred in the Senate amendments by the following vote:

Yeas—137

Allen	Bell
Allison	Blankenship
Alsup	Bond
Bailey	Boyd
Baker	Boyer
of Fort Bend	Bradbury
Baker of Grayson	Bradford

Bray	Leyendecker
Bridgers	Little
Broadfoot	Lock
Brown of Cherokee	Loggins
Brown	London
of Nacogdoches	Mays
Bundy	McAlister
Burney	McDaniel
Cauthorn	McDonald
Celaya	McMurry
Chambers	McNamara
Clark	Mohrmann
Cleveland	Monkhouse
Cockrell	Montgomery
Colquitt	Morris
Colson, Mrs.	Newell
Cornett	Oliver
Crossley	Pace
Daniel	Petsch
Davis of Jasper	Pevehouse
Davis of Upshur	Piner
Dean	Pope
Derden	Ragsdale
Dickison	Reader of Bexar
Dickson	Reader of Erath
Donaghey	Reaves
Dwyer	Reed
Faulkner	Rhodes
Felty	Riviere
Ferguson	Rbach
Fielden	Roberts
Fuchs	Robinson
Galbreath	Russell
Gilmer	Schuenemann
Goodman	Segrist
Gordon, Mrs.	Shell
Hale	Skiles
Hamilton	Smith of Frio
Hankamer	Smith of Hopkins
Hardeman	Smith
Harp	of Matagorda
Harper	Spencer
Harrell of Bastrop	Stinson
Harrell of Lamar	Stoll
Harris	Talbert
Hartzog	Tarwater
Heflin	Taylor
Holland	Tennant
Howard	Thornberry
Howington	Thornton
Hull	Turner
Hunt	Vale
Isaacks	Vint
Johnson of Ellis	Voigt
Johnson of Tarrant	Waggoner
Kennedy	Weldon
Kern	Wells
Kerr	White
Kersey	Wilson
Kinard	Winfree
King	Wood
Langdon	Worley
Lehman	Wright

Present—Not Voting

Westbrook

Absent

Anderson	Hardin
Burkett	Keith
Coleman	McFarland
Corry	Nicholson

Absent—Excused

Dowell

HOUSE BILL NO. 408 WITH SEN-
ATE AMENDMENTS

Mr. Ragsdale called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 408, A bill to be entitled "An Act providing and fixing compensation for County Commissioners in certain counties, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

On motion of Mr. Ragsdale, the House concurred in the Senate amendments by the following vote:

Yeas—139

Allen	Cornett
Allison	Colson, Mrs.
Alsup	Corry
Anderson	Crossley
Bailey	Daniel
Baker	Davis of Jasper
of Fort Bend	Davis of Upshur
Baker of Grayson	Dean
Bell	Derden
Blankenship	Dickison
Boyd	Dickson
Boyer	Donaghey
Bradbury	Dwyer
Bradford	Faulkner
Bray	Felty
Bridgers	Ferguson
Broadfoot	Fielden
Brown of Cherokee	Fuchs
Brown	Galbreath
of Nacogdoches	Gilmer
Bundy	Goodman
Burkett	Gordon, Mrs.
Burney	Hale
Cauthorn	Hamilton
Celaya	Hankamer
Chambers	Hardeman
Clark	Harp
Cleveland	Harper
Cockrell	Harrell of Bastrop
Coleman	Harrell of Lamar
Colquitt	Harris

Hartzog	Pope
Heflin	Ragsdale
Holland	Reader of Erath
Howard	Reaves
Howington	Reed
Hull	Rhodes
Hunt	Riviere
Isaacks	Roach
Johnson of Ellis	Roberts
Johnson of Tarrant	Robinson
Kennedy	Russell
Kern	Schuenemann
Kerr	Shell
Kersey	Skiles
Kinard	Smith of Frio
King	Smith of Hopkins
Langdon	Smith
Lehman	of Matagorda
Leyendecker	Stinson
Little	Stoll
Lock	Talbert
Loggins	Tarwater
London	Taylor
Mays	Tennant
McAlister	Thornberry
McDaniel	Thornton
McDonald	Turner
McFarland	Vale
McMurry	Vint
McNamara	Voigt
Mohrmann	Waggoner
Monkhouse	Weldon
Montgomery	Wells
Morris	Westbrook
Newell	White
Oliver	Wilson
Pace	Winfree
Petsch	Wood
Pevehouse	Worley
Piner	Wright

Present—Not Voting

Spencer

Absent

Bond	Nicholson
Hardin	Reader of Bexar
Keith	Segrist

Absent—Excused

Dowell

HOUSE BILL NO. 473 WITH SEN-
ATE AMENDMENTS

Mr. Johnson of Tarrant called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 473, A bill to be entitled "An Act creating the office of County Purchasing Agent in all counties in this State having a population of more

than one hundred and forty thousand (140,000) inhabitants and less than two hundred and ninety thousand (290,000) inhabitants, and wherein is situated an incorporated city of more than one hundred and forty thousand (140,000) inhabitants, according to the last preceding Federal Census; providing generally the rights, powers and duties of such Agent in reference to the handling and purchase of supplies, materials and equipment and in reference to contracting for repairs to property, and for expenditures generally; providing the means, manner and method of appointment, tenure and compensation of said Agent; prescribing offenses, fines and penalties; prescribing the duties of certain other officers in connection therewith; and providing that if any portion of this Act is held unconstitutional the remaining part of said Act will remain unaffected, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

On motion of Mr. Johnson of Tarrant, the House concurred in the Senate amendments by the following vote:

Yeas—138

Allen	Colson, Mrs.
Allison	Cornett
Alsup	Corry
Anderson	Crossley
Bailey	Daniel
Baker	Davis of Jasper
of Fort Bend	Davis of Upshur
Baker of Grayson	Dean
Bell	Derden
Blankenship	Dickison
Bond	Donaghey
Boyd	Dwyer
Boyer	Faulkner
Bradbury	Felty
Bradford	Ferguson
Bray	Fielden
Bridgers	Fuchs
Broadfoot	Galbreath
Brown of Cherokee	Gilmer
Brown	Goodman
of Nacogdoches	Gordon, Mrs.
Bundy	Hale
Burkett	Hamilton
Burney	Hankamer
Celaya	Hardeman
Chambers	Hardin
Clark	Harp
Cleveland	Harper
Cockrell	Harrell of Bastrop
Coleman	Harrell of Lamar
Colquitt	Harris

Hartzog	Ragsdale
Heflin	Reader of Erath
Howard	Reaves
Howington	Reed
Hull	Rhodes
Hunt	Riviere
Isaacks	Roach
Johnson of Ellis	Roberts
Johnson of Tarrant	Robinson
Kennedy	Russell
Kern	Schuenemann
Kerr	Shell
Kersey	Skiles
Kinard	Smith of Frio
King	Smith of Hopkins
Langdon	Smith
Lehman	of Matagorda
Leyendecker	Spencer
Little	Stinson
Lock	Talbert
Loggins	Tarwater
London	Taylor
Mays	Tennant
McAlister	Thornberry
McDaniel	Thornton
McDonald	Turner
McFarland	Vale
McMurry	Vint
McNamara	Voigt
Mohrmann	Waggoner
Monkhouse	Weldon
Montgomery	Wells
Morris	Westbrook
Newell	White
Oliver	Wilson
Pace	Winfree
Petsch	Wood
Pevehouse	Worley
Piner	Wright
Pope	

Absent .

Cauthorn	Nicholson
Dickson	Reader of Bexar
Holland	Segrist
Keith	Stoll

Absent—Excused

Dowell

HOUSE BILL NO. 542 WITH SENATE AMENDMENTS

Mr. Felty called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 542, A bill to be entitled "An Act amending House Bill No. 726, Acts of the Forty-fifth Legislature, approved May 5, 1937, and creating San Antonio River Canal and Conservancy District under authority of

Section 59 of Article 16 of the Constitution of the State of Texas to be a governmental agency, municipality, body politic and corporate; defining certain words and phrases used therein; defining the boundaries of said District and ways of extending same; declaring creation of this District essential to accomplishment of purposes of Section 59 of Article 16, Constitution of State of Texas; providing the said District shall not levy nor collect taxes nor pledge credit of the State; . . . etc.; providing for enforcement of penalties; providing for duties of State Board of Water Engineers, and Reclamation Engineers; providing for Board of nine (9) Directors, etc."

The Chair laid the bill before the House, with the Senate amendments.

On motion of Mr. Felty, the House concurred in the Senate amendments by the following vote:

Yeas—136

Allen	Dean
Allison	Derden
Alsup	Dickison
Anderson	Donaghey
Bailey	Dwyer
Baker	Faulkner
of Fort Bend	Felty
Baker of Grayson	Ferguson
Bell	Fielden
Blankenship	Fuchs
Bond	Galbreath
Boyd	Gilmer
Boyer	Goodman
Bradbury	Gordon, Mrs.
Bradford	Hale
Bray	Hamilton
Bridgers	Hankamer
Broadfoot	Hardeman
Brown of Cherokee	Harp
Brown	Harper
of Nacogdoches	Harrell of Bastrop
Bundy	Harrell of Lamar
Burkett	Harris
Burney	Hartzog
Celaya	Heflin
Chambers	Holland
Clark	Howard
Cleveland	Howington
Cockrell	Hull
Colquitt	Hunt
Colson, Mrs.	Isaacks
Cornett	Johnson of Ellis
Corry	Johnson of Tarrant
Crossley	Kennedy
Daniel	Kern
Davis of Jasper	Kerr
Davis of Upshur	Kersey

Kinard	Roach
King	Roberts
Langdon	Robinson
Lehman	Russell
Leyendecker	Schuenemann
Little	Shell
Lock	Skiles
Loggins	Smith of Frio
London	Smith of Hopkins
Mays	Smith
McAlister	of Matagorda
McDaniel	Spencer
McFarland	Stinson
McMurry	Talbert
McNamara	Tarwater
Mohrmann	Taylor
Monkhouse	Tennant
Montgomery	Thornberry
Morris	Thornton
Newell	Turner
Nicholson	Vale
Oliver	Vint
Pace	Waggoner
Petsch	Weldon
Piner	Wells
Pope	Westbrook
Ragsdale	White
Reader of Bexar	Wilson
Reader of Erath	Winfree
Reaves	Wood
Reed	Worley
Rhodes	Wright
Riviere	

Absent

Cauthorn	McDonald
Coleman	Pevehouse
Dickson	Segrist
Hardin	Stoll
Keith	Voigt

Absent—Excused

Dowell

Mr. Reed moved to reconsider the vote by which the House concurred in the Senate amendments to House Bill No. 542.

Mr. Felty moved to table the motion to reconsider.

The motion to table was lost.

Question then recurring on the motion to reconsider, it prevailed.

Question—Shall the House concur in the Senate amendments to House Bill No. 542?

The House concurred in the Senate amendments by the following vote:

Yeas—128

Allen	Anderson
Allison	Bailey

Baker	Kerr
of Fort Bend	Kersey
Baker of Grayson	Kinard
Bell	King
Blankenship	Langdon
Bond	Lehman
Boyd	Little
Boyer	Lock
Bradbury	Loggins
Bradford	London
Bray	Mays
Bridgers	McAlister
Broadfoot	McDaniel
Brown of Cherokee	McDonald
Bundy	McFarland
Burkett	McMurry
Burney	McNamara
Cauthorn	Mohrmann
Chambers	Monkhouse
Clark	Montgomery
Cleveland	Morris
Cockrell	Newell
Coleman	Nicholson
Colquitt	Oliver
Colson, Mrs.	Pace
Cornett	Pevehouse
Corry	Piner
Crossley	Pope
Daniel	Reader of Erath
Davis of Jasper	Rhodes
Dickison	Riviere
Dickson	Roach
Donaghey	Roberts
Dwyer	Robinson
Faulkner	Russell
Felty	Schuenemann
Ferguson	Segrist
Fuchs	Shell
Galbreath	Skiles
Gilmer	Smith of Frio
Goodman	Smith of Hopkins
Gordon, Mrs.	Spencer
Hale	Stinson
Hamilton	Stoll
Hankamer	Talbert
Hardeman	Tarwater
Hardin	Taylor
Harp	Tennant
Harper	Thornberry
Harrell of Bastrop	Thornton
Harrell of Lamar	Turner
Harris	Vale
Heflin	Vint
Holland	Voigt
Howington	Waggoner
Hull	Weldon
Hunt	Wells
Isaacks	Westbrook
Johnson of Ellis	Wilson
Johnson of Tarrant	Winfree
Keith	Worley
Kennedy	Wright
Kern	

Nays—4

Alsup	Reed
Davis of Upshur	Wood

Absent

Brown	Petsch
of Nacogdoches	Ragsdale
Celaya	Reader of Bexar
Dean	Reaves
Derden	Smith
Fielden	of Matagorda
Hartzog	White
Howard	
Leyendecker	

Absent—Excused

Dowell

Mr. Anderson moved to reconsider the vote by which the House concurred in Senate amendments to House Bill No. 542, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 193 WITH SENATE AMENDMENTS

Mr. Burkett called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 193, A bill to be entitled "An Act authorizing the Commissioners Court in each county in this State having a population of not less than twelve thousand, seven hundred (12,700) nor more than twelve thousand, nine hundred (12,900), according to the last preceding Federal Census, to allow each County Commissioner certain expenses for traveling and in connection with the use of his automobile on official business only and/or in overseeing the construction work on public roads of the county; requiring each such Commissioner to pay the expense of operation and repair of such vehicle so used by him without any further expense whatsoever to the county, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

On motion of Mr. Burkett, the House concurred in the Senate amendments by the following vote:

Yeas—137

Allen	Alsup
Allison	Anderson

Bailey	Johnson of Ellis
Baker	Johnson of Tarrant
of Fort Bend	Keith
Baker of Grayson	Kennedy
Bell	Kern
Bond	Kerr
Boyd	Kersey
Boyer	Kinard
Bradbury	King
Bradford	Langdon
Bray	Lehman
Bridgers	Leyendecker
Brown of Cherokee	Little
Brown	Lock
of Nacogdoches	London
Bundy	Mays
Burkett	McAlister
Burney	McDaniel
Cauthorn	McDonald
Chambers	McFarland
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Crossley	Nicholson
Daniel	Oliver
Davis of Jasper	Pace
Davis of Upshur	Petsch
Dean	Pevehouse
Derden	Piner
Dickison	Pope
Dickson	Ragsdale
Donaghey	Reader of Bexar
Faulkner	Reader of Erath
Felty	Reaves
Ferguson	Reed
Fielden	Rhodes
Fuchs	Riviere
Galbreath	Roach
Gilmer	Roberts
Goodman	Robinson
Gordon, Mrs.	Russell
Hale	Schuenemann
Hamilton	Segrist
Hankamer	Shell
Hardeman	Smith of Frio
Hardin	Smith of Hopkins
Harp	Smith
Harper	of Matagorda
Harrell of Bastrop	Spencer
Harrell of Lamar	Stinson
Harris	Stoll
Hartzog	Talbert
Heflin	Taylor
Holland	Tennant
Howard	Thornberry
Howington	Thornton
Hull	Turner
Hunt	Vale
Isaacks	Vint

Voigt	Wilson
Waggoner	Winfree
Weldon	Wood
Wells	Worley
White	Wright

Present—Not Voting

Broadfoot	Westbrook
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Absent

Blankenship	Loggins
Celaya	Skiles
Corry	Tarwater
Dwyer	

Absent—Excused

Dowell

HOUSE BILL NO. 350 WITH SEN-
ATE AMENDMENTS

Mr. Vale called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 350, A bill to be entitled "An Act to amend Article 198, Title 8, Revised Civil Statutes of 1925, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

On motion of Mr. Vale, the House concurred in the Senate amendments by the following vote:

Yeas—138

Allen	Cleveland
Allison	Cockrell
Alsup	Coleman
Anderson	Colquitt
Bailey	Colson, Mrs.
Baker	Cornett
of Fort Bend	Corry
Baker of Grayson	Crossley
Bell	Daniel
Bond	Davis of Jasper
Boyd	Davis of Upshur
Boyer	Dean
Bradbury	Derden
Bradford	Dickison
Bray	Dickson
Bridgers	Donaghey
Broadfoot	Faulkner
Brown of Cherokee	Felty
Brown	Ferguson
of Nacogdoches	Fielden
Bundy	Fuchs
Burkett	Galbreath
Burney	Gilmer
Cauthorn	Goodman
Chambers	Gordon, Mrs.
Clark	Hale

Hamilton	Pevehouse
Hankamer	Piner
Hardeman	Pope
Hardin	Ragsdale
Harp	Reader of Bexar
Harper	Reader of Erath
Harrell of Bastrop	Reaves
Harris	Reed
Hartzog	Rhodes
Heflin	Riviere
Holland	Roach
Howard	Roberts
Howington	Robinson
Hull	Russell
Hunt	Schuenemann
Isaacks	Segrist
Johnson of Ellis	Shell
Johnson of Tarrant	Skiles
Keith	Smith of Frio
Kennedy	Smith of Hopkins
Kern	Smith
Kerr	of Matagorda
Kersey	Spencer
Kinard	Stinson
King	Stoll
Langdon	Talbert
Lehman	Tarwater
Leyendecker	Taylor
Little	Tennant
Lock	Thornberry
London	Thornton
Mays	Turner
McAlister	Vale
McDonald	Vint
McMurry	Voigt
McNamara	Waggoner
Mohrmann	Weldon
Monkhouse	Wells
Montgomery	Westbrook
Morris	White
Newell	Wilson
Nicholson	Winfree
Oliver	Wood
Pace	Worley
Petsch	

Absent

Blankenship	Loggins
Celaya	McDaniel
Dwyer	McFarland
Harrell of Lamar	Wright

Absent—Excused

Dowell

HOUSE BILL NO. 800 WITH SEN-
ATE AMENDMENTS

Mrs. Colson called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 800, A bill to be entitled "An Act making it unlawful to hunt,

shoot or kill any wild deer and/or wild turkey for a period of three (3) years from and after the effective date of this Act in the Counties of Grimes and Brazos, State of Texas; fixing a penalty; repealing all laws and parts of laws in conflict herewith in so far as they apply to Grimes and Brazos Counties, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

On motion of Mrs. Colson, the House concurred in the Senate amendments by the following vote:

Yeas—137

Allen	Galbreath
Allison	Gilmer
Alsup	Goodman
Anderson	Gordon, Mrs.
Bailey	Hale
Baker	Hamilton
of Fort Bend	Hankamer
Baker of Grayson	Hardeman
Bell	Hardin
Blankenship	Harp
Boyd	Harper
Boyer	Harrell of Bastrop
Bradbury	Harrell of Lamar
Bradford	Harris
Bray	Hartzog
Bridgers	Heflin
Broadfoot	Holland
Brown of Cherokee	Howard
Brown	Howington
of Nacogdoches	Hull
Bundy	Hunt
Burkett	Isaacks
Burney	Johnson of Ellis
Cauthorn	Johnson of Tarrant
Chambers	Keith
Clark	Kennedy
Cleveland	Kern
Cockrell	Kerr
Coleman	Kersey
Colquitt	Kinard
Colson, Mrs.	King
Cornett	Langdon
Corry	Lehman
Crossley	Leyendecker
Daniel	Little
Davis of Jasper	Lock
Davis of Upshur	London
Dean	Mays
Derden	McAlister
Dickison	McDonald
Dickson	McMurry
Donaghey	McNamara
Faulkner	Mohrmann
Ferguson	Monkhouse
Fielden	Montgomery
Fuchs	Morris

Newell	Smith
Oliver	of Matagorda
Pace	Spencer
Petsch	Stinson
Pevehouse	Stoll
Piner	Talbert
Pope	Tarwater
Ragsdale	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornberry
Reaves	Thornton
Reed	Turner
Rhodes	Vale
Riviere	Vint
Roach	Voigt
Roberts	Waggoner
Robinson	Weldon
Russell	Wells
Schuenemann	White
Segrist	Wilson
Shell	Winfree
Skiles	Wood
Smith of Frio	Worley
Smith of Hopkins	Wright

Absent

Bond	McDaniel
Celaya	McFarland
Dwyer	Nicholson
Felty	Westbrook
Loggins	

Absent—Excused

Dowell

HOUSE BILL NO. 802 WITH SENATE AMENDMENTS

Mr. Pope called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 802, A bill to be entitled "An Act validating proceedings heretofore had by certain cities in Texas, other than home-rule cities, for the issuance of revenue bonds and ad valorem tax bonds for the purpose of procuring funds to construct waterworks and sewer systems for such cities, validating the bonds to be issued pursuant to such proceedings and the indentures executed and to be executed as security for such bonds, authorizing the adoption of the proceedings necessary to complete the issuance of such bonds, validating proceedings had in the incorporation of such cities, providing the manner in which the assessed valuation of taxable property may be determined in such of said cities as have not heretofore levied taxes, repealing all con-

flicting Acts, and declaring an emergency."

The Chair laid the bill before the House, with the Senate amendments.

Mr. Pope moved that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Chair announced the appointment of the following Conference Committee on House Bill No. 802: Messrs. Pope, Hankamer, Vale, Thornton and Celaya.

REQUESTING CERTAIN OPINION OF THE ATTORNEY GENERAL

Mr. Russell offered the following resolution:

H. S. R. No. 185, Requesting certain opinion of the Attorney General.

Whereas, There is before the House of Representatives House Joint Resolution No. 16, proposing to submit to the people of Texas a Constitutional Amendment providing a two (2%) per cent sales tax and taxes upon natural resources to pay old age pensions and other social security obligations; and

Whereas, Under Article 6, Section 3-A, of the Constitution there is a very serious question as to who would be entitled to vote if said Constitutional Amendment were submitted to the people to be voted upon; now, therefore, be it

Resolved by the House of Representatives, That the Chief Clerk of the House communicate this resolution to the Attorney General of the State of Texas for an opinion upon the question as to whether or not only taxpayers who have rendered property for taxation and are otherwise qualified, can vote in said election if said Constitutional Amendment is submitted to the people; and, be it further

Resolved, That said Attorney General give the House of Representatives a ruling on said constitutional provision not later than next Tuesday, March 28, 1939.

The resolution was read second time.

Mr. Colquitt moved to table the resolution.

The motion to table was lost.

Question then recurring on the resolution, it was adopted.

TO GRANT PERMISSION TO SUE THE STATE

The Chair laid before the House, for consideration, at this time, House Concurrent Resolution No. 52, To grant N. A. Moore permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted.

(Mr. Allison in the Chair.)

TO GRANT PERMISSION TO SUE THE STATE

The Chair laid before the House, for consideration, at this time, House Concurrent Resolution No. 53, To grant S. W. Knox and wife permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted.

TO GRANT PERMISSION TO SUE THE STATE

The Chair laid before the House, for consideration, at this time, Senate Concurrent Resolution No. 6, To grant Mrs. R. R. Jones permission to sue the State.

The resolution having heretofore been read second time, and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

The resolution was adopted.

(Mr. Leonard in the Chair.)

PROVIDING FOR PORTRAIT OF GOVERNOR JAMES V. ALLRED

The Chair laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 23, Providing for portrait of Governor James V. Allred.

Resolved by the Senate, the House of Representatives concurring, That the sum not to exceed Five Hundred

(\$500.00) Dollars be paid out of the Contingent Expense Fund of the Forty-sixth Legislature to pay for a suitable portrait of Governor James V. Allred, said portrait to be placed in the rotunda of the Capitol with the portraits of the other Governors of Texas. The portrait may be made by any artist agreeable to Governor James V. Allred, and before said portrait is accepted and placed by the Board of Control, such portrait offered shall be approved by Governor Allred.

The resolution was read second time, and was adopted.

AUTHORIZING THE LOAN OF CERTAIN HIGHWAY EQUIPMENT

The Chair laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 25, Authorizing the use of certain State Highway equipment.

Whereas, State Highway No. 36 passed through the City of Somerville; and

Whereas, The citizens of Somerville are desirous of paving the Main Street in the City of Somerville; and

Whereas, The amount of work to be done in so paving the Main Street is too small for the parties interested to let said paving by private contract; and

Whereas, The State Highway Department has paving equipment now located in Burleson County; and

Whereas, The City of Somerville and the County of Burleson do not have the equipment with which to do said work themselves; and

Whereas, The law does not permit the State Highway Department to loan its equipment to any citizen or group of citizens for the purpose of doing paving work; and

Whereas, It is believed to be advantageous to the people of Burleson County and to the State at large that the Main Street in Somerville be paved; therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the State Highway Department be, and it is hereby, authorized to loan to the City of Somerville and the County of Burleson any of said Department's paving equipment with which to pave the Main Street in the City of Somerville on

the condition that the City of Somerville and the County of Burleson pay all expenses and charges incurred and incident to the paving of the street aforesaid, and that the State Highway Department in no event is to be liable for any expenses or damages that may be suffered by anyone in the performance of said paving work, and that the City of Somerville and the County of Burleson shall return to the State Highway Department said paving equipment immediately upon the completion of said work, in as good condition as when the said equipment was loaned to the said City of Somerville and County of Burleson.

The resolution was read second time.

Mr. Alsup offered the following amendment to the resolution:

Amend Senate Concurrent Resolution No. 25, by striking out the words: "Whereas, the law does not permit the State Highway Department to loan its equipment to any citizen or group of citizens for the purpose of doing pavement work."

The amendment was adopted.

The resolution, as amended, was then adopted.

HOUSE BILL NO. 426 ON SECOND READING

Mr. Thornton moved that the necessary Rules, be suspended, for the purpose of taking up, and considering, at this time, House Bill No. 426.

The motion prevailed.

The Chair then laid before the House, on its second reading, and passage to engrossment,

H. B. No. 426, A bill to be entitled "An Act making appropriations to pay deficiency appropriations granted by the Governor during the fiscal years beginning September 1, 1936, and ending August 31, 1938, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 426 ON THIRD READING

Mr. Thornton moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 426 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

Allen	Holland
Allison	Howard
Alsup	Howington
Anderson	Hull
Bailey	Hunt
Baker	Isaacks
of Fort Bend	Johnson of Ellis
Baker of Grayson	Johnson of Tarrant
Bell	Keith
Blankenship	Kennedy
Bond	Kern
Boyd	Kerr
Boyer	Kersey
Bradbury	Kinard
Bradford	King
Bray	Langdon
Bridgers	Lehman
Broadfoot	Lock
Brown of Cherokee	Loggins
Bundy	London
Burkett	Mays
Burney	McAlister
Cauthorn	McDaniel
Chambers	McDonald
Clark	McFarland
Cleveland	McMurry
Cockrell	McNamara
Coleman	Mohrmann
Colquitt	Monkhouse
Colson, Mrs.	Montgomery
Cornett	Morris
Corry	Newell
Crossley	Nicholson
Daniel	Oliver
Davis of Upshur	Pace
Dickison	Pevehouse
Dickson	Piner
Donaghey	Reader of Erath
Dwyer	Reaves
Faulkner	Reed
Felty	Rhodes
Ferguson	Riviere
Fuchs	Roach
Galbreath	Roberts
Gilmer	Robinson
Goodman	Russell
Gordon, Mrs.	Schuenemann
Hale	Segrist
Hamilton	Shell
Hankamer	Skiles
Hardeman	Smith of Frio
Hardin	Smith of Hopkins
Harp	Smith
Harper	of Matagorda
Harrell of Bastrop	Spencer
Harrell of Lamar	Stinson
Harris	Stoll
Hartzog	Talbert
Heflin	Taylor

Tennant
Thornberry
Thornton
Turner
Vale
Vint
Voigt
Waggoner
Weldon

Wells
Westbrook
White
Wilson
Winfree
Wood
Worley
Wright

Absent

Brown
of Nacogdoches
Celaya
Davis of Jasper
Dean
Derden
Fielden

Leyendecker
Little
Petsch
Pope
Ragsdale
Reader of Bexar
Tarwater

Absent—Excused

Dowell

The Chair then laid House Bill No. 426 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—135

Allen
Allison
Alsup
Anderson
Bailey
Baker
of Fort Bend
Baker of Grayson
Bell
Blankenship
Bond
Boyd
Boyer
Bradbury
Bradford
Bray
Bridgers
Broadfoot
Brown of Cherokee
Bundy
Burkett
Burney
Cauthorn
Chambers
Clark
Cleveland
Cockrell
Coleman
Colquitt
Colson, Mrs.
Cornett
Corry
Crossley
Daniel

Davis of Upshur
Dean
Dickison
Dickson
Dwyer
Faulkner
Felty
Ferguson
Fuchs
Galbreath
Gilmer
Goodman
Gordon, Mrs.
Hale
Hamilton
Hankamer
Hardeman
Hardin
Harp
Harper
Harrell of Bastrop
Harrell of Lamar
Harris
Hartzog
Heflin
Holland
Howard
Howington
Hull
Hunt
Isaacks
Johnson of Ellis
Johnson of Tarrant
Keith

Kennedy
Kern
Kerr
Kersey
Kinard
King
Langdon
Lehman
Little
Lock
Loggins
London
Mays
McAlister
McDaniel
McDonald
McFarland
McMurry
McNamara
Mohrmann
Monkhouse
Montgomery
Morris
Newell
Nicholson
Oliver
Pace
Petsch
Pevehouse
Piner
Reader of Erath
Reaves
Reed
Rhodes
Riviere

Roach
Roberts
Robinson
Russell
Schuenemann
Segrist
Shell
Skiles
Smith of Frio
Smith of Hopkins
Smith
of Matagorda
Spencer
Stinson
Stoll
Talbert
Taylor
Tennant
Thornberry
Thornton
Turner
Vale
Vint
Voigt
Waggoner
Weldon
Wells
Westbrook
White
Wilson
Winfree
Wood
Worley
Wright

Absent

Brown
of Nacogdoches
Celaya
Davis of Jasper
Derden
Donaghey

Fielden
Leyendecker
Pope
Ragsdale
Reader of Bexar
Tarwater

Absent—Excused

Dowell

MESSAGE FROM THE GOVERNOR

The Chair laid before the House, and had read, the following message from the Governor:

To the Members of the Forty-sixth Legislature:

On February 7th I submitted to you a message in which I recommended that a committee to be composed of the Chairman of the Committee on Penitentiaries in the House, and Chairman of the Committee on Penitentiaries in the Senate, together with six business men, two to be selected by the Lieutenant Governor, two by

the Speaker of the House and two by the Governor, be appointed. Said committee to make an inquiry into the business methods being used by the Prison System of the State, the object being to ascertain whether or not the Prison System could be operated on a better business basis. I suggested the method above referred to of naming the committee in order to avoid any question of politics and I recommended the inclusion on the committee of the Chairman of the Committee on Penitentiaries both in the House and the Senate so that they as Representatives of the Legislature might be in a position to direct any legislation which the committee as a whole might determine to be desirable.

The fact is that the Prison System of Texas is costing taxpayers about One Million (\$1,000,000.00) Dollars per annum. It seems to me that with the tremendous investment which the State has in prison property that this system should be made self-sustaining, but I stated frankly in my message to the Legislature that I did not have the detailed information which in my judgment was necessary to enable me to make recommendations on improvement of the prison management to the end that maximum efficiency might be obtained. To me it seems preposterous that an organization owning approximately 73,148 acres of land, with millions of dollars worth of buildings and machinery and equipment, and livestock, all paid for and no interest or taxes to pay, and in addition to that approximately 7,000 men working for no wages except their board and room and clothes, should show a loss instead of making a profit. With an organization like this any wide-awake business man would expect to make an enormous profit each year, yet the State is operating this organization at a loss of over \$11,000,000.00 during the past 10 years, or an average yearly loss of over One Million Dollars.

To make the proposition look still more preposterous, the State which owns this institution, meaning the Prison System, also owns some eleemosynary institutions and schools and other institutions which use millions of dollars worth of food and clothes and manufactured articles which might just as well be grown and manufactured in the Prison System, giving a market for the products that could be made by these 7,000 men.

Although the Prison System now markets to the outside world, the products raised on its farms, in competition with the products raised by our Texas farmers, yet I would not advocate marketing manufactured goods made by Prison labor in competition with manufactured articles made by free labor outside the prison, but our State Government which owns the Prison certainly should manufacture in the prison most everything which it is now buying outside, and thus save thousands of dollars, and put the Prison System on a paying basis, instead of on a losing basis of over One Million Dollars per year.

It was my thought that a committee of six outstanding business men, each selected from a different line of business, would be able to make recommendations to the Legislature and to the Governor which would result in saving at least a part of this Million Dollars annually of the taxpayers' money which we are spending. House Concurrent Resolution No. 32 which I have before me, makes no provision for the appointment of such a committee. It is therefore returned to you with my disapproval.

Respectfully submitted,
W. LEE O'DANIEL,
Governor.

INVITATION TO MEMBERS OF THE HOUSE

Mr. Langdon offered the following resolution:

H. S. R. No. 184, Invitation to Members of the House.

Whereas, The Young Democratic Clubs of Texas are honoring the Hon. E. B. Germany of Dallas, Chairman of the State Democratic Executive Committee, in the City of Houston on Saturday, April 1, 1939, at 7:30 p. m., at the Houston Club; and

Whereas, This organization feels that to reflect the proper honor and credit upon our nominal democratic leader of the State; and

Whereas, The Hon. Price Daniel, Member of the House of Representatives from Liberty County, is to be the toastmaster of said occasion; and

Whereas, It is the desire of the officials of the Young Democratic Clubs and its membership that the House of Representatives and the Senate be invited to attend said dinner; now, therefore, be it

Resolved, That the Hon. Kirby H.

Jackson of Hillsboro, Chairman of the Invitation Committee, be invited today on the floor of the House of Representatives to extend a personal invitation to the Members of the House of Representatives.

LANGDON,
PEVEHOUSE,
HAMILTON.

The resolution was read second time, and was adopted.

In accordance with the above action, the Chair presented Mr. Langdon who introduced Mr. Kirby Jackson to the House.

Mr. Jackson then addressed the House extending the invitation to the Members of the House.

SPECIAL ORDER SET

Mr. Petsch moved that the rules which prohibits the House from setting two special orders at the same time, be suspended. for the purpose of making a motion to set House Joint Resolution No. 16 for a special order at 10:30 o'clock a. m., next Wednesday.

The motion prevailed by the following vote:

Yeas—118

Allison	Dickson
Alsup	Donaghey
Anderson	Faulkner
Bailey	Felty
Baker of Grayson	Ferguson
Blankenship	Fielden
Bond	Fuchs
Boyd	Galbreath
Boyer	Gilmer
Bradbury	Goodman
Bradford	Gordon, Mrs.
Bray	Hale
Bridgers	Hamilton
Broadfoot	Hankamer
Brown of Cherokee	Hardeman
Bundy	Hardin
Burkett	Harper
Burney	Harrell of Bastrop
Cauthorn	Harris
Chambers	Hartzog
Clark	Heflin
Cleveland	Howington
Cockrell	Hull
Coleman	Hunt
Colson, Mrs.	Isaacks
Cornett	Johnson of Ellis
Corry	Johnson of Tarrant
Crossley	Keith
Daniel	Kennedy
Davis of Upshur	Kern
Dean	Kerr

Kersey
Kinard
King
Langdon
Lehman
Little
Lock
Loggins
London
Mays
McAlister
McDaniel
McDonald
McFarland
McMurry
McNamara
Mohrmann
Monkhouse
Montgomery
Morris
Nicholson
Oliver
Pace
Petsch
Pevehouse
Reader of Erath
Reaves
Rhodes
Riviere

Roach
Roberts
Robinson
Russell
Schuenemann
Segrist
Skiles
Smith of Frio
Smith of Hopkins
Smith
of Matagorda
Spencer
Stinson
Talbert
Tarwater
Taylor
Tennant
Thornton
Turner
Vale
Voigt
Waggoner
Westbrook
Wilson
Winfree
Wood
Worley
Wright

Nays—16

Allen	Piner
Bell	Reed
Colquitt	Stoll
Davis of Jasper	Thornberry
Dickison	Vint
Harp	Weldon
Holland	Wells
Newell	White

Absent

Baker	Harrell of Lamar
of Fort Bend	Howard
Brown	Leyendecker
of Nacogdoches	Pope
Celaya	Ragsdale
Derden	Reader of Bexar
Dwyer	Shell

Absent—Excused

Dowell

Mr. Petsch then moved that House Joint Resolution No. 16 be set for a special order at 10:30 o'clock a. m., next Wednesday, March 29.

The motion prevailed by the following vote:

Yeas—100

Allison	Bailey
Alsup	Baker of Grayson
Anderson	Blankenship

Bond	Kern
Boyer	Kerr
Bradford	Kersey
Bray	Kinard
Broadfoot	Lehman
Brown of Cherokee	Little
Bundy	Lock
Burkett	Mays
Burney	McAlister
Chambers	McDaniel
Clark	McDonald
Cleveland	McFarland
Cockrell	McMurry
Coleman	McNamara
Colquitt	Mohrmann
Colson, Mrs.	Monkhouse
Cornett	Nicholson
Corry	Oliver
Crossley	Pace
Daniel	Petsch
Davis of Jasper	Pevehouse
Davis of Upshur	Piner
Dean	Reader of Erath
Dickson	Reaves
Donaghey	Rhodes
Faulkner	Riviere
Felty	Roach
Ferguson	Roberts
Fielden	Robinson
Fuchs	Russell
Gilmer	Schuenemann
Goodman	Segrist
Gordon, Mrs.	Skiles
Hale	Smith of Frio
Hamilton	Spencer
Hankamer	Stinson
Hardin	Talbert
Harper	Taylor
Harris	Tennant
Hartzog	Thornton
Heflin	Turner
Howington	Vale
Hull	Voigt
Hunt	Westbrook
Johnson of Ellis	Wilson
Johnson of Tarrant	Worley
Kennedy	Wright

Nays—33

Allen	King
Bell	Langdon
Boyd	London
Bradbury	Montgomery
Bridgers	Morris
Cauthorn	Newell
Dickison	Pope
Galbreath	Reed
Hardeman	Smith of Hopkins
Harp	Smith
Harrell of Bastrop	of Matagorda
Holland	Stoll
Isaacks	Thornberry
Keith	Vint

Waggoner	White
Weldon	Winfree
Wells	Wood

Present—Not Voting

Tarwater

Absent

Baker	Harrell of Lamar
of Fort Bend	Howard
Brown	Leyendecker
of Nacogdoches	Loggins
Celaya	Ragsdale
Derden	Reader of Bexar
Dwyer	Shell

Absent—Excused

Dowell

NOTICE GIVEN

Mr. Tennant gave notice that he would, on the next legislative day, move to take up for consideration, at that time, House Bill No. 18, which bill was heretofore laid on the table subject to call.

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

S. C. R. No. 22, Authorizing the loan of certain highway equipment.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 216, to the Committee on Judicial Districts.

Senate Bill No. 256, to the Committee on Municipal and Private Corporations.

Senate Bill No. 308, to the Committee on Counties.

Senate Bill No. 335, to the Committee on Judicial Districts.

Senate Bill No. 338, to the Committee on Education.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and

referred to the appropriate committees, as follows:

By Mr. Turner:

H. B. No. 906, A bill to be entitled "An Act authorizing the Commissioners Court of any county having a population of not less than thirty-seven thousand, five hundred (37,500) and not more than thirty-eight thousand, six hundred (38,600) inhabitants, according to the last preceding Federal Census, to allow each County Commissioner the sum of Fifty (\$50.00) Dollars per month for traveling expenses; providing for the source of payment of such expenses, and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Petsch:

H. B. No. 907, A bill to be entitled "An Act creating road law in Blanco County, Texas, providing work on public roads by those liable to such work; providing tax in lieu of such work; providing penalty for failure to pay such tax; providing time of paying such tax and penalty; making failure to work, pay the tax and/or the penalty, a misdemeanor; affixing penalties therefor, and declaring an emergency."

Referred to the Committee on Counties.

Mr. Wright moved to introduce, at this time, and have placed on first reading, House Bill No. 908.

The roll of the House was called, on the above motion, and the vote announced, as follows: Yeas, 116; Nays, 21.

A verification of the vote was requested.

Mr. Morris moved a call of the House, pending the verification, and the call was duly ordered.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted, as follows:

Yeas—111

Allison	Boyd
Bailey	Bradbury
Baker	Bridgers
of Fort Bend	Brown of Cherokee
Baker of Grayson	Brown
Bell	of Nacogdoches
Blankenship	Bundy
Bond	Burkett

Burney	Lehman
Cauthorn	Leyendecker
Chambers	Lock
Cleveland	London
Cockrell	McDonald
Coleman	McMurry
Colquitt	McNamara
Colson, Mrs.	Mohrmann
Cornett	Monkhouse
Corry	Montgomery
Crossley	Morris
Daniel	Oliver
Davis of Jasper	Pace
Davis of Upshur	Pevehouse
Derden	Piner
Dickison	Pope
Faulkner	Ragsdale
Felty	Reader of Bexar
Ferguson	Reader of Erath
Fielden	Reaves
Fuchs	Rhodes
Galbreath	Riviere
Gilmer	Roach
Goodman	Roberts
Gordon, Mrs.	Robinson
Hale	Russell
Hamilton	Segrist
Hardeman	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Spencer
Harrell of Bastrop	Stinson
Harrell of Lamar	Talbert
Harris	Tarwater
Hartzog	Tennant
Heflin	Thornberry
Howington	Turner
Hull	Vint
Hunt	Voigt
Isaacks	Waggoner
Johnson of Ellis	Weldon
Johnson of Tarrant	Wells
Keith	Westbrook
Kennedy	White
Kern	Wilson
Kerr	Winfree
Kersey	Worley
King	Wright
Langdon	

Nays—23

Allen	McAlister
Alsup	McFarland
Boyer	Newell
Bradford	Nicholson
Bray	Reed
Clark	Smith
Dean	of Matagorda
Dickson	Stoll
Donaghey	Taylor
Hankamer	Thornton
Howard	Vale
Little	Wood

Absent

Anderson	Loggins
Broadfoot	Mays
Celaya	McDaniel
Dwyer	Petsch
Holland	Schuenemann
Kinard	Shell

Absent—Excused

Dowell

The Chair announced that the motion, by Mr. Wright, to introduce the bill, prevailed.

The Chair then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Wright, Mr. Kern and Mr. Fielden:

H. B. No. 908, A bill to be entitled "An Act to provide revenues for the purposes set out herein designated as social security taxes, such taxes to be levied upon transactions, services, activities, and natural resources as set out by the provisions of this Act; providing for severance taxes in certain instances, making certain exemptions; defining the terms 'person', 'sale', 'tangible personal property' and 'sale for industrial purposes'; providing that the Comptroller of Public Accounts shall collect the taxes levied herein and pay the same to the State Treasurer; providing that the State Treasurer shall open and maintain certain special funds; providing for the transfer from the Texas Old Age Assistance Fund to the Destitute Children's Assistance Fund of One Million, Five Hundred Thousand (\$1,500,000.00) Dollars; providing for the transfer from the Texas Old Age Assistance Fund to the Teachers' Retirement Fund of an amount adequate to meet obligations for the period set out herein; providing that old age assistance, destitute children's assistance, teachers' retirement benefits and needy blind assistance and the State's administration thereof shall be paid exclusively from the revenue derived from the taxes herein levied and providing that no further taxes shall be levied for such purpose; making provisions relative to any deficit that may exist in the Old Age Assistance Fund; providing that the taxes levied herein are in addition to all other taxes that are now or may hereafter be levied; prohibiting cities or other political subdivisions of the State

from levying occupation taxes or charges upon any person engaged in business in which the sales or service transactions are taxed under this Act and making certain exceptions; providing the effective date of this Act; repealing all laws or parts of laws in conflict herewith, and providing a saving clause."

Referred to the Committee on Revenue and Taxation.

ADJOURNMENT

Mr. Hardin moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Mr. Wood moved that the House recess until 2:00 o'clock p. m., today.

Question first recurring on the motion to adjourn, yeas and nays were demanded.

The motion to adjourn prevailed by the following vote:

Yeas—77

Anderson	Hull
Baker	Isaacks
of Fort Bend	Johnson of Ellis
Baker of Grayson	Johnson of Tarrant
Bell	Keith
Blankenship	Kennedy
Bond	Little
Boyd	Loggins
Boyer	Mays
Bradbury	McAlister
Bradford	McDaniel
Bray	McFarland
Bridgers	McMurry
Brown of Cherokee	McNamara
Cauthorn	Mohrmann
Celaya	Morris
Cockrell	Newell
Coleman	Nicholson
Daniel	Pace
Davis of Upshur	Pevehouse
Dean	Piner
Derden	Pope
Dickson	Reaves
Donaghey	Reed
Faulkner	Riviere
Felty	Robinson
Ferguson	Schuenemann
Galbreath	Segrist
Gilmer	Shell
Goodman	Smith of Frio
Gordon, Mrs.	Smith
Hankamer	of Matagorda
Hardeman	Talbert
Hardin	Taylor
Hartzog	Tennant
Heflin	Thornberry
Holland	Thornton

Vale
Vint
Voigt

Wilson
Winfree

Nays—60

Allen	Kersey
Allison	Kinard
Alsup	King
Bailey	Langdon
Broadfoot	Lehman
Bundy	Lock
Burkett	London
Burney	McDonald
Chambers	Monkhouse
Clark	Oliver
Cleveland	Petsch
Colquitt	Reader of Erath
Colson, Mrs.	Rhodes
Cornett	Roach
Corry	Roberts
Crossley	Russell
Davis of Jasper	Skiles
Dickison	Smith of Hopkins
Fielden	Spencer
Fuchs	Stinson
Hale	Stoll
Hamilton	Tarwater
Harp	Turner
Harper	Waggoner
Harrell of Bastrop	Weldon
Harris	Wells
Howington	Westbrook
Hunt	Wood
Kern	Worley
Kerr	Wright

Absent

Brown	Leyendecker
of Nacogdoches	Montgomery
Dwyer	Ragsdale
Harrell of Lamar	Reader of Bexar
Howard	White

Absent—Excused

Dowell

The House, accordingly, at 12:30 o'clock p. m., adjourned until 10:00 o'clock a. m., next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolution, as follows:

State Eleemosynary and Reformatory Institutions: House Bills Nos. 126, 539 and 664.

State Affairs: Senate Bill No. 281.

Highways and Motor Traffic: House Bill No. 751.

Constitutional Amendments: House Joint Resolution No. 38.

Conservation and Reclamation: House Bill No. 892.

Education: House Bill No. 525.

The Committee on Constitutional Amendments filed an adverse report on House Joint Resolution No. 15.

The Committee on Highways and Motor Traffic filed an adverse report on House Bill No. 731.

The Committee on State Affairs filed an adverse report, with a minority favorable report, on House Bill No. 238.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, March 23, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 16, Proposing an amendment to Section 51b of Article III of the Constitution of the State of Texas, giving the Legislature power by General Laws to provide for the payment of old age assistance subject to certain limitations, and fixing the qualifications of recipients of old age assistance and fixing the maximum amount of assistance which may be granted by the State, and providing old age assistance shall not be paid except to persons who are in need and otherwise qualified to receive such assistance; defining the word "need;" providing that old age assistance shall not be construed as a vested right in recipients of old age assistance; providing for authority to accept aid from the Government of the United States for old age assistance; levying and providing for the collection of a transaction tax of one and six-tenths (1.6%) per cent on the amount of actual value passing by each transaction and providing for the payment of such tax, and providing that where the amount of value which passes by a transaction is fixed by law, the tax of one and six-tenths (1.6%) per cent of such value shall be collected on the last transaction only; defining the words "value," "person" and "transaction" as used in such amendment; and providing what

transactions shall be exempt from said transaction tax; providing that production of natural resources of this State shall be subject to such transaction tax and fixing the date such tax shall be effective against such production, and determining the person liable for such tax; providing that if such transaction tax against production of natural resources fails or cannot be collected, a severance tax of one and six-tenths (1.6%) per cent of the value of such production be and is levied on such production in lieu of said transaction tax; providing for collection of such tax by the Comptroller of Public Accounts and payment thereof to the State Treasurer; providing that such tax funds shall be credited to the Texas Old Age Assistance Fund, and requiring the transfer of certain of such funds to the Confederate Soldiers Pension Fund, Destitute Children Assistance Fund and Teacher's Retirement Fund, and fixing the amount and time of such transfers; providing for the exclusive use which shall be made of such funds, and providing that no other tax shall be levied for the payment of old age assistance, Confederate Soldiers pensions, destitute children assistance and teachers' retirement pensions; providing for payment of part of surplus tax into General Fund of the State; allocating such tax funds in case the same be inadequate to pay assistance as provided in this amendment; prohibiting counties, cities and other political subdivisions from levying transaction tax; giving the Legislature power by General Laws to provide for administration of the provisions contained herein and for the collection of all taxes herein levied; proposing to amend the Constitution of the State of Texas by adding thereto Section 1-b to Article VIII, abolishing all State ad valorem taxes from and after January 1, 1941, except as to property situated in counties or political subdivisions receiving a remission of State taxes, and further providing that State revenue received from cigarette tax shall be allocated to Available School Fund, and specifying what use may be made thereof; providing for submission of amendment to qualified electors of the State and fixing the time of such election; providing for the necessary proclamation and making an appropriation to defray the expenses of

proclamation, publication and election.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

FORTY-FOURTH DAY

(Monday, March 27, 1939)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Morse.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Ferguson
Allen	Fielden
Allison	Fuchs
Alsup	Galbreath
Anderson	Gilmer
Bailey	Goodman
Baker of Grayson	Gordon, Mrs.
Bell	Hale
Blankenship	Hamilton
Bond	Hankamer
Boyd	Hardeman
Boyer	Hardin
Bradbury	Harp
Bradford	Harper
Bray	Harrell of Bastrop
Bridgers	Harrell of Lamar
Broadfoot	Harris
Brown of Cherokee	Hartzog
Brown of Nacogdoches	Heflin
Bundy	Holland
Burkett	Howard
Burney	Howington
Cauthorn	Hull
Celaya	Hunt
Chambers	Isaacks
Clark	Johnson of Ellis
Cleveland	Johnson of Tarrant
Cockrell	Keith
Coleman	Kennedy
Colquitt	Kern
Colson, Mrs.	Kerr
Cornett	Kersey
Corry	Kinard
Crossley	King
Daniel	Langdon
Davis of Jasper	Lehman
Davis of Upshur	Leonard
Dean	Leyendecker
Derden	Little
Dickison	Lock
Dickson	Loggins
Donaghey	London
Dwyer	Mays
Faulkner	McAlister
Felty	McDaniel
	McDonald